

9200
#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zigmans, et al

Examiner: To be assigned

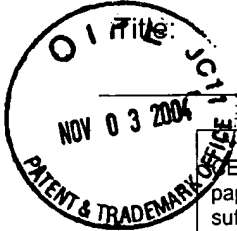
Serial No.: 09/937691

Group Art Unit: To be assigned

Filed: September 28, 2001

Docket No.: 00601.0425-US-WO

Title: Device For Treating A Surface, In Particular A Leather Surface, Such As That Of Leather Shoes



CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on November 1, 2004.

Brenda Jurgens
Name

Brenda Jurgens
Signature

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

- ☒ Petition to Withdraw Holding of Abandonment
- ☒ Copy of Notice of Abandonment
- ☒ Copy of previously filed Signed Revocation and Power of Attorney with Statement Under 37 C.F.R. §3.73(b)
- ☒ Copy of previously filed Response to Notification of Missing Requirements, including signed combined Declaration/Power of Attorney, Request for Extension, Information Disclosure Statement with references, copy of Communication regarding Missing Requirements, copies of checks in the amounts of \$130.00 for filing fee and \$920.00 for Extension fee.
- ☒ Copy of express mail receipt providing proof of mailing on 2/7/2002
- ☒ Transmittal Sheet
- ☒ Return postcard

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: November 1, 2004

By:

Michael B. Lasky
Reg. No. 29,555
MBL/blj

RECEIVED
NOV 11 2004

Serial No. 09/937,691

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zigmans, et al

Examiner: To be assigned

Serial No. 09/937691

Group Art Unit: To be assigned

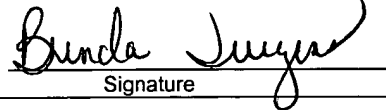
Filed: 9/28/01

Docket No. 601.425USWO

Title: Device For Treating A Surface, In Particular A Leather Surface, Such As That Of Leather Shoes

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on November 1, 2004.

Brenda Jurgens
Name


Signature

**Petition to Withdraw Holding of Abandonment
Based on US Patent Office Error**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant's Attorney of Record has received a *Notice of Abandonment* in the above referenced case. Applicant respectfully submits that the Notice of Abandonment was issued in error due to the fact that a response to the Notification of Missing Requirements dated October 29, 2001 was filed on February 7, 2002 including a Petition for Extension of Time with all appropriate fees paid (copies of filing enclosed for convenience). Applicant requests that the holding of abandonment be withdrawn.

Remarks

It is believed that this petition is timely filed under 37 C.F.R. §1.181(f) since the Notice of Abandonment was received on October 20, 2004.

Additionally, it is believed that a fee is not required for this petition since the petition was necessitated by Patent Office error. However, permission is hereby given to charge Deposit Account Number 50-1038 a petition fee if the Office deems that such fee is required.

For the above stated reasons, Applicant respectfully requests that the holding of abandonment be withdrawn and that notice of same be promptly transmitted to Applicant's Attorney of Record.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865



Date: November 1, 2004

By:

Michael B. Lasky
Reg. No. 29,555
MBL/blj



UNITED STATES PATENT AND TRADEMARK OFFICE

601.425-US-WO

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371(C) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
09/937,691		Johannes Antonius Gerardus Wilhelmus Zigmans	9424.162USWO

John J Gresens
 Merchant & Gould
 PO Box 2903
 Minneapolis, MN 55402-0903



CONFIRMATION NO. 5116

ABANDONMENT/TERMINATION
LETTER

OC000000014090306

STAT-2 month Petition to Revive 15 DEC 04

Date Mailed: 10/15/2004

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 10/29/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to the "Office of Petitions" at (703) 305-9282. Petitions should be mailed to: Mail Stop Petitions, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450.

A copy of this notice MUST be returned with the reply.

Customer Service Center
 Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zigmans, et al

Examiner: To be assigned

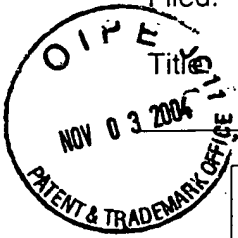
Serial No.: 09/937691

Group Art Unit: To be assigned

Filed: September 28, 2001

Docket No.: 00601.0425-US-WO

Title: Device For Treating A Surface, In Particular A Leather Surface, Such As That Of Leather Shoes



CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on April 21, 2004.

Michael B. Lasky
Name

Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

- ☒ Revocation and Power of Attorney with Statement Under 37 C.F.R. §3.73(b)
- ☒ Transmittal Sheet
- ☒ Return postcard

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-1038.

Respectfully submitted,

Altera Law Group, LLC
Customer No. 22865

Date: April 21, 2004

By:

Michael B. Lasky
Reg. No. 29,555
MBL/blj



Serial No. 09/937691

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Zigmans, et al

Examiner:

Serial No.: 09/937691

Group Art Unit:

Filed: September 28, 2001

Docket No.: 00601.0425-US-WO

Title: Device For Treating A Surface, In Particular A Leather Surface, Such As That Of Leather Shoes

CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Alexandria, VA 22313-1450 on

21 Apr 04
Michael B. Lasky
Name

Signature

**REVOCATION AND POWER OF ATTORNEY
With Statement Under 37 C.F.R. §3.73(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Please revoke any existing Powers of Attorney, if any, and appoint the following attorneys and/or patent agents associated with the below listed customer number to prosecute this application and to transact all business in the U.S. Patent and Trademark Office in connection therewith;

Customer No. 22865

Please direct all correspondence in this case to Altera Law Group, LLC at the address indicated below:

Altera Law Group, LLC
6500 City West Parkway
Suite 100
Minneapolis, MN 55344-7704

STATEMENT UNDER 37 C.F.R. §3.73(b)

The undersigned states that Sara Lee/DE N.V. is

- ☒ the assignee of the entire right, title, and interest, or
☐ an assignee of an undivided part interest

in the patent/application identified above by virtue of either:

A. ☒ an assignment from the inventor(s) of the patent/application identified above.
The assignment was recorded in the Patent and Trademark Office at Reel 12646, Frame 170,
or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s) of the patent/application identified above, to
the current assignee as shown below:

1. From: To:
The document is recorded in the Patent and Trademark Office at
Reel , Frame or for which a copy thereof is attached.
2. From: To:
The document is recorded in the Patent and Trademark Office at
Reel , Frame or for which a copy thereof is attached.
3. From: To:
The document is recorded in the Patent and Trademark Office at
Reel , Frame or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

Copies of assignments or other documents in the chain of title are attached.

The undersigned is empowered to sign this statement on behalf of the assignee.

March 29, 2004

Date

Sara Lee/DE N.V.



Signature

A. Six

Typed or Printed Name

Secretary

Title



Receipt is hereby acknowledged for the following in the U.S. Patent and Trademark Office:

In re Application of: ZIGMANS et al.

For: DEVICE FOR TREATING A SURFACE, IN PARTICULAR A LEATHER SURFACE, SUCH

AS THAT OF LEATHER SHOES

Docket No.: 9424.162USWO

Filed: September 28, 2001

Serial No.: 09/937,691

Due Date: February 28, 2002

Express Mail No.: EV 036306044 US

Date of Deposit: February 7, 2002

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Request for Extension of Time for a three month(s) and fee of \$920
- ☒ Information Disclosure Statement, Form 1449, 10 Reference(s)
- ☒ Check(s) in the amount of \$130 for the Missing Requirements completion fee
- ☒ Other: Communication Regarding Missing Requirements; Notification of Missing Requirements
- ☒ Return postcard

Patent

JJG/pjk

EV036306044US



EV 036306044 US



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TO ADDRESSEE**

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Date In Mo. Day Year	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 3 PM	Postage \$	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Time In <input type="checkbox"/> AM <input type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
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FROM: (PLEASE PRINT) 612 332 5300 PHONE () MERCHANDISE & GOULD 80 S 8TH ST STE 3200 MINNEAPOLIS MN 55402-2215			TO: (PLEASE PRINT) PHONE () <i>Missing Requirements</i> BOX PATENTS APPLICATION COMMISSIONER FOR PATENTS WASHINGTON DC 20231-0001		
<i>JJG/pjk</i> <i>9424.162USWO</i>					

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ZIGMANS et al.

Serial No.: 09/937,691

Filed: September 28, 2001

Confirmation No.: n/a

Due Date: February 28, 2002

Title: DEVICE FOR TREATING A SURFACE, IN PARTICULAR A LEATHER SURFACE, SUCH AS THAT OF LEATHER SHOES

Examiner: Unknown

Group Art Unit: Unknown

Docket: 9424.162USWO

Notice of Allow. n/a

Date:



CERTIFICATE UNDER 37 CFR 1.10

'Express Mail' mailing label number: EV 036306044 US

Date of Deposit: February 7, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee' service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

By:

Chris Stordahl

Missing Requirements
Commissioner for Patents
Washington, D.C. 20231

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Signed Combined Declaration and Power of Attorney
- ☒ Request for Extension of Time for a three month(s) and fee of \$920
- ☒ Information Disclosure Statement, Form 1449, 10 Reference(s)
- ☒ Check(s) in the amount of \$130 for the Missing Requirements completion fee
- ☒ Other: Communication Regarding Missing Requirements, Notification of Missing Requirements
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:

Name: John J. Gresens

Reg. No.: 33,112

JJG/pjk



(PTO TRANSMITTAL - GENERAL)

CONTROL NO. **MG-65470**

Requestor:
Vendor # / Name: 1002 Commissioner of Patents and Trademarks

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02-07-02 265001 10100000

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Check Date: 02/07/02

MATTER #
09424.0162USWO

Check # 353369

AMOUNT PAID
920.00



Detach Statement Before Depositing Check

Total 920.00

MERCHANT & GOULD

A Professional Corporation
An Intellectual Property Law Firm
3200 IDS Center (612) 332-5300
Minneapolis, MN 55402-2215

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Billings, MT 59101

No. 353369

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02/07/02

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Merchant & Gould P.C.

Commissioner of Patents and Trademarks

Alan W. Kowalchuk

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Requestor:
Vendor # / Name: 1002 Commissioner of Patents and Trademarks

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Check Date: 02/07/02

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DATE 02-07-02
ACCT / DEPT# 265001 10100000

MATTER # 09424.0162USWO
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MERCHANT & GOULD
A Professional Corporation
An Intellectual Property Law Firm
3200 IDS Center (612) 332-5300
Minneapolis, MN 55402-2215

WELLS FARGO BANK N.A.
Billings, MT 59101

NO. 353367

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17-1-210

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Merchant & Gould PC

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